



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: OAKLEY  
Serial No.: 10/611,387  
Filed: July 1, 2003  
Entitled: Nitrogen Rejection Method and Apparatus  
Atty. Dkt.: M02B107

Group Art Unit: 1724

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 28, 2004.

Betty Lee  
Printed name of person signing this certificate

(Date)  
Betty Lee  
Signature of person mailing

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**STATEMENT FOR INFORMATION DISCLOSURE  
UNDER 37 C.F.R. Section 1.97(e)**

**IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT  
FOR WHICH THIS STATEMENT IS BEING MADE**

1. This statement is being made for the Information Disclosure Statement herewith.

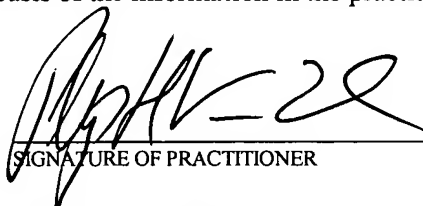
**STATEMENT**

2. I, the person signing below, state that each item of information contained in the Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. 37 C.F.R. Section 1.97(e)(1).

**IDENTIFICATION OF PERSON MAKING THIS STATEMENT**

3. The person making this certification is:  
(a) the practitioner who signs below on the basis of the information in the practitioner's file.

Date: JANUARY 28, 2004

  
SIGNATURE OF PRACTITIONER

Reg. No.: 34,942

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Philip H. Von Neida  
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575 Mountain Avenue  
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S/N: 10/611,387  
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Entitled: Nitrogen Rejection Method and Apparatus

Group No.: 1724  
Examiner: To be assigned  
Atty. Dkt.: M02B107

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January 28, 2004.  
(Date)

Betty Lee  
Printed name of person signing this certificate

Betty Lee  
Signature of person mailing

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Transmitted herewith is an Information Disclosure Statement ("IDS") in the above-referenced Application, together with a Form PTO/SB/08A listing all references cited.

This IDS is being mailed within three (3) months of filing of the above-captioned Application, if it is a National Application, or within three (3) months of entering, as set forth in 37 C.F.R. § 1.491, the national stage of the above-captioned Application, if the above-captioned Application is an International Application. Therefore, consideration of the IDS by the Patent and Trademark Office, without the payment of any additional fee, is believed to be due under 37 C.F.R. § 1.97(b). However, the Commissioner is hereby authorized to charge Deposit Account No. 02-2865 if any fee under 37 C.F.R. 1.17 is deemed necessary for the accompanying references to be considered by the Patent and Trademark Office.

Respectfully submitted,

Date: JANUARY 28, 2004  
The BOC Group, Inc.  
Legal Services - Intellectual Property  
575 Mountain Ave.  
Murray Hill, NJ 07974  
(908) 771-6402

Philip H. Von Neida  
Philip H. Von Neida  
Attorney for Applicant(s)  
Reg. No. 34,942

**JAN 30 2004**

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

Sheet 1

of 2

Application Number	10/611,387
Filing Date	July 1, 2003
First Named Inventor	John Douglas Oakey
Art Unit	1724
Examiner Name	
Attorney Docket Number	M02B107

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
	1	EP 0 725 256 A1	08-07-1996	Air Products		
	2	DT 2 154 965	05-10-1973	Linde AG		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/611,387
Filing Date	July 1, 2003
First Named Inventor	John Douglas Oakey
Art Unit	1724
Examiner Name	
Attorney Docket Number	M02B107

Sheet 2 of 2

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	3	M. RUHEMANN, "Cryogenic Techniques in Enhanced Recovery of Oil and Gas," INDIAN JOURNAL OF CRYOGENICS, 1984, Vol. 9, No. 4, pp. 256-261	

Examiner Signature	Date Considered
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